

## Message Text

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PAGE 01 LIMA 02218 081714Z

43

ACTION EB-07

INFO OCT-01 ARA-06 ISO-00 L-03 TRSE-00 COME-00 CIEP-01

SP-02 SS-15 SSO-00 NSCE-00 USIE-00 INRE-00 NSC-05

PRS-01 CIAE-00 INR-07 NSAE-00 DODE-00 AID-05 IGA-02

OMB-01 IO-11 /067 W

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O R 081610Z MAR 76

FM AMEMBASSY LIMA

TO SECSTATE WASHDC IMMEDIATE 9196

INFO USUN NEW YORK 706

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FOR EB - BOEKER; L - FELDMAN; TREAS - LANGE; COMMERCE - ARRILL;  
CIEP - GRANFIELD

EO 11652: N/A

TAGS: OCON, EFIN, ECOSOC, PE

SUBJECT: GROUP OF 77 POSITION PAPER ON PRELIMINARY WORK WITH  
THE OBJECTIVE OF FORMULATING A CODE OF CONDUCT

1. FOLLOWING G-77 MEETINGS THURSDAY EVENING AND FRIDAY MORNING  
THE GROUP SUBMITTED THEIR PROPOSAL FOR A WORK PROGRAM ON CODE  
OF CONDUCT AT THE END OF THE AFTERNOON SESSION ON FRIDAY.

2. THE G-77 POSITION PAPER APPEARS TO BE A MODERATE COMPROMISE  
ESSENTIALLY ALONG THE LINES OF THE ARGENTINE (FIGUERERO) SCHEME  
ADVANCED INFORMALLY EARLIER IN THE WEEK. IT CALLS FOR OBTAIN-  
ING THE VIEWS OF ALL NATIONS AND THE ESTABLISHMENT OF A WORKING  
GROUP CHARGED WITH PREPARING AN ANNOTATED CODE OUTLINE FOR THE  
NEXT COMMISSION MEETING. THE ROLE OF THE TRANSNATIONAL CENTER  
SECRETARIAT IS NOT SPECIFIED, BUT THIS SHOULD LEAVE SAHLGREN  
AMPLE FLEXIBILITY TO PLAY A POSITIVE AND CONSTRUCTIVE  
PART IN SERVICING THE WORKING GROUP.

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PAGE 02 LIMA 02218 081714Z

3. THE BIG LOSER IN THE G-77 CAUCUS WAS REPORTEDLY PERU

WHICH IS SAID TO BE UNHAPPY WITH THE MODERATE TONE AND LONG LEAD TIMES IN THE GROUP'S POSITION ON THE CODE.

4. WEO'S PLAN TO MEET TO CONSIDER THE G-77 PROPOSAL AT 2:30 MONDAY AFTERNOON TO BE FOLLOWED BY INFORMAL WRKING SESSION OF THE FULL COMMISSION. EARLY INDICATIONS ARE THAT THE G-77 POSITION PAPER WILL RECEIVE WIDE SUPPORT AND USDEL SEES NO DIFFICULTY IN GOING ALONG WITH THEIR APPROACH.

5. TEXT OF G-77 PROPOSAL, WHICH HAS BEEN SUBMITTED AS CONFERENC ROOM PAPER NO. 1, FOLLOWS:

DRAFT PROGRAMME OF WORK ON THE FULL RANGE OF ISSUES RELATING TO TRANSNATIONAL CORPORATIONS PRELIMINARY WORK WITH THE OBJECTIVE OF FORMULATING A CODE OF CONDUCT

POSITION PAPER OF THE GROUP OF 77

(RECOMMENDATION C OF DOCUMENT E/5655)

DELEGATION MEMBERS OF THE GOUP OF 77 ARE AGREED ON THE FOLLOWING CRITERIA;

A. THE FORMULATION OF A CODE OF CONDUCT SHOULD BE ASSIGNED THE HIGHEST PRIORITY AMONG THE VARIOUS TASKS INCLUDED IN THE PROGRAMME OF WORK OF THE COMMISSION. WORK ON THE OTHER FOUR AREAS SHOULD PROCEED CONCURRENTLY.

B. THE COMMISSION SHOULD ESTABLISH AN INTERGOVERNMENTAL WORKING GROUP ON THE CODE OF DONDUCT, COMPOSED OF APPROXIMATELY HALF OF THE MEMBERS OF THE COMMISSION AND WITH THE SAME GEOGRAPHICAL DISTRIBUTION AS IN THEP COMMISSION. THE WORKING GROUP WOULD BE OPEN TO OTHER MEMBERS OF THE COMMISSION WISHING TO PARTICIPATE IN ITS WORK AND WOULD MEET INTER-SESSIONALLY.

C. THE SECRETARY-GENERAL WOULD INVITE ALL STATES TO PRESENT AS QUICKLY AS POSSIBLE THEIR PROPOSALS FOR THE CODE OF CONDUCT TO THE WORKING GROUP, THROUGH THE CENTRE ON TRANSNATIONAL CORPORATIONS. A DEADLINE SHOULD BE LIMITED OFFICIAL USE

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PAGE 03 LIMA 02218 081714Z

ESTABLISHED BY THE ECONOMIC AND SOCIAL COUNCIL AT ITS SIXTY-FIRST SESSION FOR THIS PURPOSE, AS WELL AS THE DATES FOR THE MEETINGS OF THE WORKING GROUP AND FOR THE THRID SESSION OF THE COMMISSION.

D. THE ECONOMIC AND SOCIAL COUNCIL SHOULD REQUEST THE REGIONAL COMMISSIONS AND THE CENTRE ON TRANSNATIONAL CORPORATIONS TO ASSIST REGIONAL GROUPS OF THE COMMISSION

ON TRANSNATIONAL CORPORATIONS, UPON REQUEST, IN A MANNER THEY CONSIDER APPROPRIATE, TO CONVENE REGIONAL MEETINGS IN ORDER TO COMPLET THE IDENTIFICATION OF AREAS OF CONCERN AND PREPARE PROPOSALS FOR THE CODE OF CONDUCT.

E. THE WORKING GROUP WOULD MEET IMMEDIATELY AFTER THE DEADLINE FOR THE SUMISSION OF PROPOSALS AND WULD PREPARE AN ANNOTATED OUTLINE OF THE CODE OF CONDUCT TO BE SUBMITTED TO THE COMMISSION ON TRANSNATIONAL CORPORATIONS AT ITS THIRD SESSION.

F. AT IT THIRD SESSION, THE COMMISSION WOULD REVIEW THE REPORT OF THE WORKING GROUP, INCLUDING THE ANNOTATED OUTLINED OF THE CODE OF CONDUCT, AND WOULD GIVE GUIDANCE TO THE WORKING GROUP FOR ITS FUTURE WORK WITH A VIEW TO FINALIZING A DRAFT CODE OF CONDUCT TO BE CONSIDERED AT ITS FOURTH SESSION.

G. THE WORKING GROUP WOULD BE ENABLED TO OBTAIN THE VIEWS OF EXPERTS ON A AD HOC BASIS TO ASSIST IT IN ITS WORK.

H. THE CENTRE ON TRANSNATIONAL CORPORATIONS WOULD GIVE ITS FULL SUPPORT AND ASSISTANCE TO THE WORKING GROUP IN ITS WORK.  
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